

Council Communication

Department: Legal	Resolution No. <u>09-323</u>	Council Action: <u>11/9/2009</u>
Case/Project No.		
Subject/Title		
Resolution authorizing the Mayor to execute the Order Accepting the Acknowledgement/Settlement Agreements from Fareway Store #073, 310 McKenzie Avenue, for violations of the State's tobacco laws.		

Background/Discussion
During the month of September, 2009, compliance checks by the Council Bluffs Police Department resulted in citations being issued to employees of Fareway Store, #073, 310 McKenzie Avenue, for providing tobacco to a minor. We are pursuing civil penalties against the permit holders. The civil penalty for a first violation is \$300. Both businesses have made payment of the \$300 penalty and have submitted their Acknowledgement/Settlement Agreements. A resolution has been prepared authorizing the Mayor to execute the Orders Accepting the Acknowledgement/Settlement Agreements from Fareway Store #073.
Recommendation
Authorize the Mayor to execute Orders Accepting the Acknowledgement/Settlement Agreements from Fareway Store #073 for a first violation of the State's tobacco laws.

Don Bauermeister, Asst. City Attorney

Department Head Signature

Mayor Signature

RESOLUTION NO. 09-323

A RESOLUTION authorizing the Mayor to execute an Order Accepting the Acknowledgement/Settlement Agreement from Fareway Store #073, 310 McKenzie Avenue, Council Bluffs, IA 51503, for a violation of Iowa Code Section 453A.2(1).

WHEREAS, the State of Iowa has enacted a comprehensive program aimed at reducing underage tobacco use; and

WHEREAS, compliance checks in Council Bluffs resulted in a citation being issued to an employee of Fareway Store #073, on or about September 24, 2009; and

WHEREAS, the mandatory civil penalty has been paid, and it is in the best interest of the City to execute an Order accepting the Acknowledgement/Settlement Agreement from the above business for this violation.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the Mayor is hereby authorized to execute the Order Accepting the Acknowledgement/Settlement Agreement from Fareway Store #073, 310 McKenzie Avenue, for a violation of Iowa Code Section 453A.2.

ADOPTED
AND
APPROVED

November 9, 2009

THOMAS P. HANAFAN Mayor

Attest:

MARCIA L. WORDEN City Clerk

BEFORE THE CITY COUNCIL
FOR THE CITY OF COUNCIL BLUFFS, IOWA

IN RE:

Fareway Store #073
310 McKenzie Avenue
Council Bluffs, IA 51503

**ORDER ACCEPTING
ACKNOWLEDGEMENT/SETTLEMENT
AGREEMENT**

ON this _____ day of _____, 2009, in lieu of a public hearing on the matter, the City Council approves the attached Acknowledgement/Settlement Agreement between the above-captioned permittee and the City of Council Bluffs, Iowa.

THEREFORE, the City Council for the City of Council Bluffs, Iowa, FINDS that the above-captioned permittee has remitted to the City of Council Bluffs, Iowa, a civil penalty in the amount of three hundred dollars (\$300.00). Be advised that this sanction will count as a first violation of Iowa Code Section 453A.2(1), pursuant to Iowa Code Section 453A.22(2)(a).

IT IS THEREFORE ORDERED that the judgment in this matter is hereby satisfied.

THOMAS P. HANAFAN Mayor

Attest:

MARCIA L. WORDEN City Clerk

Council Communication

Department: Legal	Resolution No. <u>09-324</u>	Council Action: <u>11/9/2009</u>
Case/Project No.		
Subject/Title		
Resolution authorizing the Mayor to execute the Order Accepting the Acknowledgement/Settlement Agreements from Hy-Vee Food Store #1, 1706 N. 16 th Street, for violations of the State's tobacco laws.		

Background/Discussion
During the month of September, 2009, compliance checks by the Council Bluffs Police Department resulted in citations being issued to employees of Hy-Vee Food Store #1, 1706 N. 16 th Street, for providing tobacco to a minor. We are pursuing civil penalties against the permit holders. The civil penalty for a first violation is \$300. Both businesses have made payment of the \$300 penalty and have submitted their Acknowledgement/Settlement Agreements. A resolution has been prepared authorizing the Mayor to execute the Orders Accepting the Acknowledgement/Settlement Agreements from Hy-Vee Food Store #1.
Recommendation
Authorize the Mayor to execute Orders Accepting the Acknowledgement/Settlement Agreements from Hy-Vee Store #1 for a first violation of the State's tobacco laws.

Don Bauermeister, Asst. City Attorney

Department Head Signature

Mayor Signature

IN RE:

Hy-Vee Food Store
1706 N. 16th Street
Council Bluffs, IA 51501

**ACKNOWLEDGEMENT/SETTLEMENT
AGREEMENT**

I/We hereby knowingly and voluntarily acknowledge that we have received the Notice of Hearing and the Complaint in the above case. I/We hereby knowingly and voluntarily acknowledge the facts and allegations contained in the complaint, attached hereto and incorporated herein by reference, and knowingly and voluntarily admit that the same are true and correct. I/We hereby knowingly and voluntarily waive hearing, and submit to the statutory penalties prescribed by Iowa law. I/We understand that this penalty will count as an official "First Violation" of Iowa Code Section 453A.2 pursuant to Iowa Code Section 453A.22. I/We have enclosed a check in the amount of \$300.00, made payable to the City of Council Bluffs, Iowa, to settle the above-referenced complaint. The above-captioned permit holder hereby waives all jurisdictional claims.

DATED this 23rd day of October, 2009.

Hy-Vee, Inc. d/b/a Hy-Vee Food
and Drug #1, Council Bluffs, Iowa

by Stephen Meyer
Stephen Meyer, Sr. Vice President

NOTE: This must be signed by an individual cigarette permittee or, in the case of another business entity, by individual(s) who have authority to bind the entity.

If you decide to sign this Acknowledgment/Settlement Agreement and waive your appearance at a hearing, this document (properly signed and dated), along with your \$300.00 check made payable to the City of Council Bluffs, Iowa, should be returned to:

City Attorney's Office
209 Pearl Street
Council Bluffs, IA 51503

RESOLUTION NO. 09-324

A RESOLUTION authorizing the Mayor to execute an Order Accepting the Acknowledgement/Settlement Agreement from Hy-Vee Food Store #1, 1706 North 16th Street, Council Bluffs, Iowa, for a violation of Iowa Code Section 453A.2(1).

WHEREAS, the State of Iowa has enacted a comprehensive program aimed at reducing underage tobacco use; and

WHEREAS, compliance checks in Council Bluffs resulted in a citation being issued to an employee of Hy-Vee Food Store #1, 1706 N. 16th Street, on or about September 29, 2009; and

WHEREAS, the mandatory civil penalty has been paid, and it is in the best interest of the City to execute an Order Accepting the Acknowledgement/Settlement Agreement from the above business for this violation.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the Mayor is hereby authorized to execute the Order Accepting the Acknowledgement/Settlement Agreement from Hy-Vee Food Store #1, 1706 N. 16th Street, for a violation of Iowa Code Section 453A.2.

ADOPTED
AND APPROVED November 9, 2009

THOMAS P. HANAFAN Mayor

Attest:

MARCIA L. WORDEN City Clerk

BEFORE THE CITY COUNCIL
FOR THE CITY OF COUNCIL BLUFFS, IOWA

IN RE:

Hy-Vee Food Store #1
1706 N. 16th Street
Council Bluffs, IA 51501

**ORDER ACCEPTING
ACKNOWLEDGEMENT/SETTLEMENT
AGREEMENT**

ON this ____ day of _____, 2009, in lieu of a public hearing on the matter, the City Council approves the attached Acknowledgement/Settlement Agreement between the above-captioned permittee and the City of Council Bluffs, Iowa.

THEREFORE, the City Council for the City of Council Bluffs, Iowa, FINDS that the above-captioned permittee has remitted to the City of Council Bluffs, Iowa, a civil penalty in the amount of three hundred dollars (\$300.00). Be advised that this sanction will count as a first violation of Iowa Code Section 453A.2(1), pursuant to Iowa Code Section 453A.22(2)(a).

IT IS THEREFORE ORDERED that the judgment in this matter is hereby satisfied.

THOMAS P. HANAFAN Mayor

Attest:

MARCIA L. WORDEN City Clerk

Council Communication

Department: Legal	Ordinance No.	<u>Council Action: 11/9/2009</u>
Case/Project No.	Resolution No. <u>09-328</u>	
Applicant: Richard Wade		
Subject/Title		
A resolution authorizing the Mayor to execute the Second Addendum to the Development Agreement between the City of Council Bluffs, Iowa and Metro Crossing, L.L.C. that has since assigned it interest to KIMCO Metro Crossing L.P.		
Background/Discussion		
It is necessary to pass the Second Addendum to the Development Agreement between the City and Kimco Metro Crossing L.P. to certify the debt in the tax increment financing district in a timely fashion.		
Recommendation		
Approval of the Second Addendum is recommended by the Legal Department.		

Richard Wade
Department Head Signature

Mayor Signature

SECOND ADDENDUM TO THE DEVELOPMENT AGREEMENT
BETWEEN THE CITY OF COUNCIL BLUFFS, IOWA
AND
METRO CROSSING, L.L.C.
THAT HAS SINCE ASSIGNED ITS INTEREST TO
KIMCO METRO CROSSING L.P.

Whereas, the original Agreement contained a paragraph numbered 2.5 entitled Redevelopment Grant, which referenced an Exhibit "E", was approved by Council Resolution Number 05-317; and

Whereas, the First Addendum to the Development Agreement which modified paragraphs 2.5, 3.3 and Exhibit "E" of the Agreement was approved by Council Resolution Number 06-288; and

Whereas, due to a failure of the City to certify debt in the project's tax increment financing district in a timely fashion, it is necessary to again modify Exhibit "E" to the Agreement so that the Economic Development Grant agreed to will be paid out as closely to what was originally agreed to as possible.

Now, therefore, it is hereby agreed to by the parties that the Exhibit "E" (Second Amended) attached hereto does hereby replace the previously approved Exhibit "E" (Amended).

In witness of this Second Addendum and as authorized representatives of our respective organizations we have affixed our signatures below.

CITY OF COUNCIL BLUFFS, IOWA

Thomas P. Hanafan, Mayor

Date

KIMCO METRO CROSSING L.P.

Date

PREPARED BY: City Legal Department, 209 Pearl Street, Council Bluffs, IA 51503
RETURN TO: City Clerk, 209 Pearl Street, Council Bluffs, IA 51503

RESOLUTION NO. 09-328

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE SECOND ADDENDUM TO THE DEVELOPMENT AGREEMENT BETWEEN THE CITY OF COUNCIL BLUFFS, IOWA AND METRO CROSSING, L.L.C. THAT HAS SINCE ASSIGNED ITS INTEREST TO KIMCO METRO CROSSING L.P.

WHEREAS, a Second Addendum to the original Development Agreement between the City and Kimco Metro Crossing L.P. is necessary to certify debt in the project's tax increment financing in a timely fashion; and

WHEREAS, it is necessary to again modify Exhibit "E" to the Agreement so that the Economic Development Grant agreed to will be paid out as closely to what was originally agreed to; and

WHEREAS, it is hereby agreed to that Exhibit "E" to the Second Addendum replaces the previously approved Exhibit "E".

NOW, THEREFORE, BE IT RESOLVED

BY THE CITY COUNCIL

OF THE

CITY OF COUNCIL BLUFFS, IOWA

That the Mayor is hereby authorized and directed to execute the Second Addendum to the Development Agreement between the parties listed above on behalf of the City.

ADOPTED
AND
APPROVED

November 9, 2009

Thomas P. Hanafan, Mayor

ATTEST:

Marcia L. Worden, City Clerk

COUNCIL COMMUNICATION

Department: Public Works

Ordinance No. _____

First Reading November 9, 2009

Case/Project No.: FY09-10B

Resolution No. 09-325

Applicant: Greg Reeder, Public Works Director

SUBJECT/TITLE

Council consideration of a resolution accepting the bid of MFT Construction, Inc. in the amount of \$117,874.10 for the Oak Street Sanitary Sewer Relocation. Project # FY09-10B.

BACKGROUND/DISCUSSION

- On October 29, 2009, bids were received in the city clerk's office as followed:

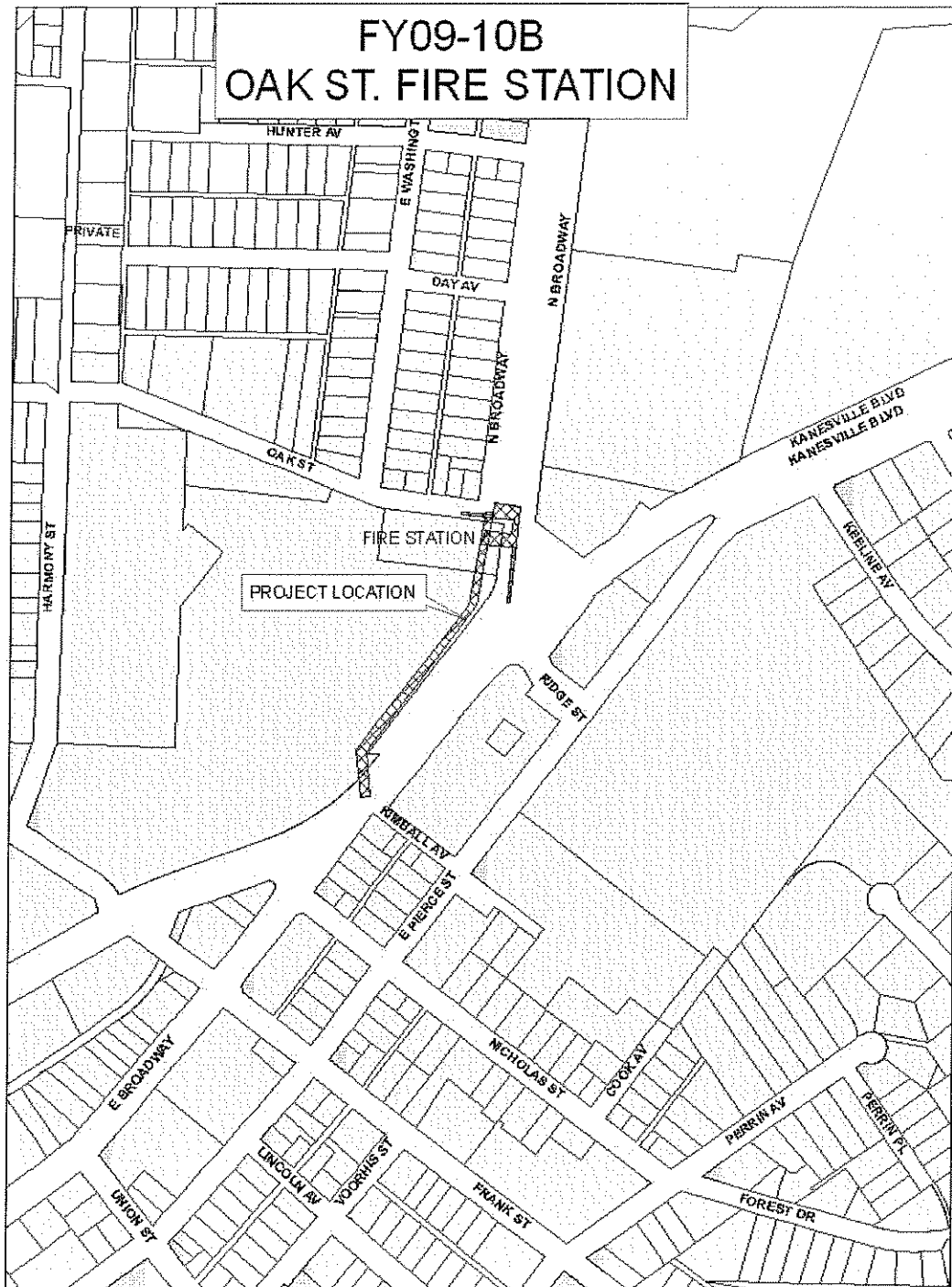
	<u>Division I</u> <u>General</u>	<u>Division II</u> <u>Pavement</u>	<u>Division III</u> <u>Storm Sewer</u>	<u>Division IV</u> <u>Sanitary Sewer</u>	<u>Total</u>
MFT Const.	\$25,316.09	\$15,636.19	\$3,721.27	\$ 73,200.55	\$117,874.10
R.D. Blue Const.	\$13,492.34	\$16,151.51	\$2,180.00	\$ 88,600.85	\$120,424.70
Valley Corp.	\$21,058.51	\$21,564.36	\$3,946.88	\$ 76,492.56	\$123,062.32
Neuvirth's Const.	\$14,488.29	\$ 9,762.56	\$3,664.00	\$ 97,388.50	\$125,303.35
L.G. Roloff Const.	\$19,216.35	\$12,891.90	\$3,699.16	\$ 90,803.88	\$126,611.29
Graham Const.	\$27,696.82	\$26,180.83	\$3,989.60	\$ 94,724.52	\$152,591.76
Leazenby Const.	\$17,552.66	\$14,134.35	\$4,022.92	\$141,611.59	\$177,321.52
General Excavation	\$52,728.99	\$22,798.26	\$3,145.80	\$ 99,674.20	\$178,347.24
Engineer's Estimate	\$23,765.70	\$16,120.26	\$2,030.00	\$ 99,703.50	\$141,619.46
Driver Sewer & Water	(Non-Responsive)				

- Approximately 150 homes are served by the sanitary sewer in Oak Street that traverses east on Oak Street to a siphon structure under Indian Creek to the sanitary sewer main located east of the creek in North Broadway.
- The Oak Street Fire Station Bridge, CIP project FY09-10A will be replaced in 2010 with a new culvert structure.
- Construction of the Fire Station Bridge will require driving steel sheetpile which will sever the Oak Street sanitary line requiring by-pass pumping of the sanitary for the duration of the project.
- The sanitary siphon structure for the Oak Street sanitary under Indian Creek is old and most likely will require replacement.
- Siphon structures are high maintenance and can result in sanitary backups due to plugging.
- To eliminate the need the by-pass pumping of sanitary for the Fire Station Bridge replacement and to delete a siphon structure this project will construct a gravity flow sanitary sewer from Oak Street to the sanitary sewer in Kanesville Blvd. west of North Broadway.
- The project is programmed in the CIP for FY09 as Project FY09-10B. The project will be completed prior to the Fire Station Bridge replacement in 2010. The project cost is \$140,000 and is funded by G. O. Bonds.
- The project schedule is Set Public Hearing, September 28, 2009; Hold Public Hearing, October 12, 2009; Bid Letting, October 29, 2009; and Awarding November 9, 2009.

RECOMMENDATION

Approval of this resolution.

FY09-10B
OAK ST. FIRE STATION



RESOLUTION
NO 09-325

**RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK
TO EXECUTE AN AGREEMENT WITH
MFT CONSTRUCTION, INC. FOR THE
OAK STREET SANITARY SEWER RELOCATION
FY09-10B**

WHEREAS, the plans, specifications, and form of contract for the Oak Street Sanitary Sewer Relocation are on file in the office of the City Clerk; and

WHEREAS, a Notice of Public Hearing was published, as required by law, and a public hearing was held on October 12, 2009 and the plans, specifications and form of contract were approved; and

WHEREAS, MFT Construction, Inc. has submitted a low bid in the amount of \$117,874.10 for this contract.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the bid of MFT Construction, Inc. in the amount of \$117,874.10 is hereby accepted as the lowest and best bid received for said work; and

BE IT FURTHER RESOLVED

That the City Council does hereby award the contract in connection with the Oak Street Sanitary Sewer Relocation; and

BE IT FURTHER RESOLVED

That the Mayor and City Clerk are hereby authorized, empowered, and directed to execute an agreement with MFT Construction, Inc. for and on behalf of the City of Council Bluffs, upon approval by the City Attorney of the certificate of insurance and payment and performance bonds as required by the contract specifications.

ADOPTED
AND
APPROVED

November 9, 2009

Thomas P. Hanafan, Mayor

ATTEST:

Marcia L. Worden, City Clerk

COUNCIL COMMUNICATION

Department: Public Works

Ordinance No. _____

First Reading November 9, 2009

Case/Project No.: FY11-22

Resolution No. 09-329

Applicant: Greg Reeder, Public Works Director

SUBJECT/TITLE

Council consideration of a resolution accepting the bid of Taylor Excavating in the amount of \$366,935.00 for the CBPW Operations Facility-Site Preparations-Project I. Project #FY11-22.

BACKGROUND/DISCUSSION

- On November 3, 2009, bids were received in the office of the City Clerk as followed:

Taylor Excavating	\$366,935.00
Pink Grading	\$397,389.00
Anderson Excavating	\$598,385.00
Double D Excavating	\$643,680.00
Heimes Corp.	\$775,376.00
Engineer's Estimate	\$669,625.00

- Recently the State of Iowa initiated the IJOBS program. It is a multipart program funded by \$830 million over three years. The program intent is to assist the state in recovery from natural disasters in 2008 and to create or preserve jobs.
- The city has been successful in obtaining an IJOBS grant in the amount of \$3,869,000.
- The grant provides for construction of a 37,400 SF joint operations center housing Council Bluffs Public Works Street, Sewer, and Traffic Maintenance personnel and equipment. The facility would be located on a parcel of ground the city has previously purchased to accommodate the eventual relocation of all public works divisions to a central location. The proposed building will house 65 employees and 60 major pieces of equipment. In the spring of 2009 a new \$5 million Fleet Maintenance Facility was located on this site. Total cost of the project is \$7,738,000.
- To fast track the construction, a site preparation contract is proposed. The work consists of removal of existing rubble fill at the site located at 10th Avenue and 10th Street. Rubble fill will be removed under proposed parking lots and buildings, and will be replaced with clean fill. Building pads will also be surcharged so that they are ready for spring construction.
- Estimated cost of the site preparation is \$535,000. 50% will be funded by IJOBS and the city match will be funded with G. O. Bonds, gaming funds, road use tax funds, and sewer funds.
- Project schedule provides for a public hearing on October 12, 2009, November 3, 2009, letting and November 9, 2009 contract award.

RECOMMENDATION

Approval of this resolution.

RESOLUTION
NO 09-329

**RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK
TO EXECUTE AN AGREEMENT WITH
TAYLOR EXCAVATING FOR THE
CBPW OPERATIONS FACILITY-SITE PREPARATION- PROJECT I
FY11-22**

WHEREAS, the plans, specifications, and form of contract for the
CBPW Operations Facility-Site Preparation-Project I are on
file in the office of the City Clerk; and

WHEREAS, a Notice of Public Hearing was published, as required
by law, and a public hearing was held on October 12, 2009
and the plans, specifications and form of contract were
approved; and

WHEREAS, Taylor Excavating has submitted a low bid in the
amount of \$366,935.00 for this contract.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the bid of Taylor Excavating in the amount of \$366,935.00 is hereby accepted as the lowest and best
bid received for said work; and

BE IT FURTHER RESOLVED

That the City Council does hereby award the contract in connection with the CBPW Operations Facility-
Site Preparation-Project I; and

BE IT FURTHER RESOLVED

That the Mayor and City Clerk are hereby authorized, empowered, and directed to execute an agreement
with \$366,935.00 for and on behalf of the City of Council Bluffs, upon approval by the City Attorney of
the certificate of insurance and payment and performance bonds as required by the contract specifications.

ADOPTED
AND
APPROVED

November 9, 2009

Thomas P. Hanafan, Mayor

ATTEST:

Marcia L. Worden, City Clerk

Council Communication

Department: Parks, Recreation and Public Property Case/Project No. Applicant: Larry N. Foster	Ordinance No. _____ Resolution No. <u>09-327</u>	Date: <u>November 9, 2009</u>
Subject/Title		
For City Council consideration is a resolution authorizing the Mayor to enter into an Agreement with Bahr Vermeer Haecker Architects (BVH Architects) to provide professional services related to the design, engineering, public bidding and contract administration elements associated with the HVAC and Energy Efficiency Upgrade project within the Community Hall/Central Fire Station, City Hall and the Public Library.		
Background/Discussion		
<p>On May 11, 2009, the City Council authorized the Department of Parks, Recreation and Public Property to submit an application for an Energy Efficiency and Conservation Program (EECF) grant. As a prerequisite to preparing this application, the Department conducted an Energy Audit of City Hall, the Community Hall/Central Fire Station and the Public Library utilizing the services of a Nexus professional consultant to MidAmerican Energy and Alvine & Associates, a mechanical/electrical firm retained by the City to coordinate and supplement the Nexus's work.</p> <p>Following the completion of the Energy Audit, the Department submitted an EECF grant which included the following items:</p> <ul style="list-style-type: none"> • Temperature Control System Replacement – Central Fire Station/Community Hall • Boiler Replacement – Central Fire Station • Unit Ventilator Replacement – Central Fire Station • Air Distribution System Upgrade – Community Hall • Variable Frequency Control – Library • Demand Type Temperature Control – Library • Space Sensor Control – Library • Window Replacement – City Hall <p>The City has now been notified that its grant request, in the amount of \$571,500.00, has been approved.</p> <p>In anticipation of this approval, representatives were appointed from the four departments most impacted by the project, to serve on a Committee to select a Design/Engineering firm, should the grant be approved. The committee solicited Request for Qualifications from four firms, BVH Architects, BCDM Architects, HGM, and RDG Architects. The submitted proposals were reviewed and evaluated by this group. BVH was selected as the most qualified, a contract for services was thereafter finalized and this firm is being recommended to the City Council. Should the City Council approve this resolution, BVH, and its sub-consultants will provide the services as outlined in the attached agreement which will include:</p> <ul style="list-style-type: none"> • Meetings with staff and others as required 		

- Preparation and Distribution of Contract Documents/Plans and Specifications
- Pre-construction conferences
- Pay applications and Shop Drawing reviews and action
- Documentation of Federal Wage Rates
- Preparation of Change Orders/Charge Directives
- Contract Administration including site visits, punch list and other services

Additionally, the resolution also authorizes the Mayor's authority to enter into an Amendment to the Contract to allow BVH to provide additional services associated with a currently pending supplemental grant which also provides for energy improvements to Community Hall.

For the services outlined above and more specifically detailed in the contract documents incorporated into this resolution, BVH shall be paid a lump sum fee of \$64,170.00, further for services associated with the required wage determination/verification and the additional grant submittals, Honey Creek Resources and BVH shall be paid, on an hourly basis, with a total not-to-exceed amount of \$17,450.00. Should the supplemental grant be approved, BVH shall be compensated, for providing the required engineering/design services required by the supplemental grant, in the lump sum fee amount of \$16,020.00. Reimbursable expenses shall be in addition to the above fees.

Funding for this entire project, which includes the cost associated with the engineering/design fees detailed herein shall be paid for from the following:

- EECF Grant - \$571,500.00
- MidAmerican Energy Grant - \$5,000.00
- City In-Kind Labor- \$19,500
- 08-09 CIP Project 09-04-BF (City Hall Windows) - \$216,260

Recommendation

I recommend the adoption of this resolution authorizing the Mayor to enter into an agreement with BVH to provide the necessary design, engineering and construction management services associated with the recently awarded EECF grant.

Larry N. Foster

Thomas P. Hanafan

RESOLUTION NO. 09-327

RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK TO EXECUTE AN AGREEMENT WITH BAHR VERMEER HAECKER ARCHITECTS, FOR PROFESSIONAL SERVICES RELATED TO THE DESIGN, ENGINEERING, PUBLIC BIDDING, AND CONTRACT ADMINISTRATION ELEMENTS ASSOCIATED WITH THE HVAC AND ENERGY EFFICIENCY UPGRADE PROJECT WITHIN THE COMMUNITY HALL/CENTRAL FIRE STATION, CITY HALL AND THE PUBLIC LIBRARY.

WHEREAS, the City has been notified that its application for an Energy Efficiency and Conservation Program grant for \$571,500.00 has been approved; and

WHEREAS, an agreement with Bahr Vermeer Haecker Architects to provide professional services for the energy efficiency upgrade project has been prepared; and

WHEREAS, the City Council has been advised and deems approval of said agreement to be in the best interest of the City of Council Bluffs.

NOW, THEREFORE BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the Mayor and City Clerk are hereby authorized and directed to execute an agreement with Bahr Vermeer Haecker Architects for professional services associated with the recently awarded Energy Efficiency and Conservation Program grant.

ADOPTED
AND
APPROVED

November 9, 2009

Thomas P. Hanafan

Mayor

Attest:

Marcia L. Worden

City Clerk

COUNCIL COMMUNICATION

Department: Public Works Ordinance No. _____ First Reading November 9, 2009
Case/Project No.: FY10-16 Resolution No. 09-326
Applicant: Greg Reeder, Public Works Director

SUBJECT/TITLE

Council consideration of a resolution accepting the bid of Chester Bross Construction Co./C. B. Equipment, Inc. in the amount of \$492,346.45 for the So. 35th Street Restoration. Project #FY10-16.

BACKGROUND/DISCUSSION

- On October 20, 2009, bids were received in the office of the Iowa Department of Transportation as followed:

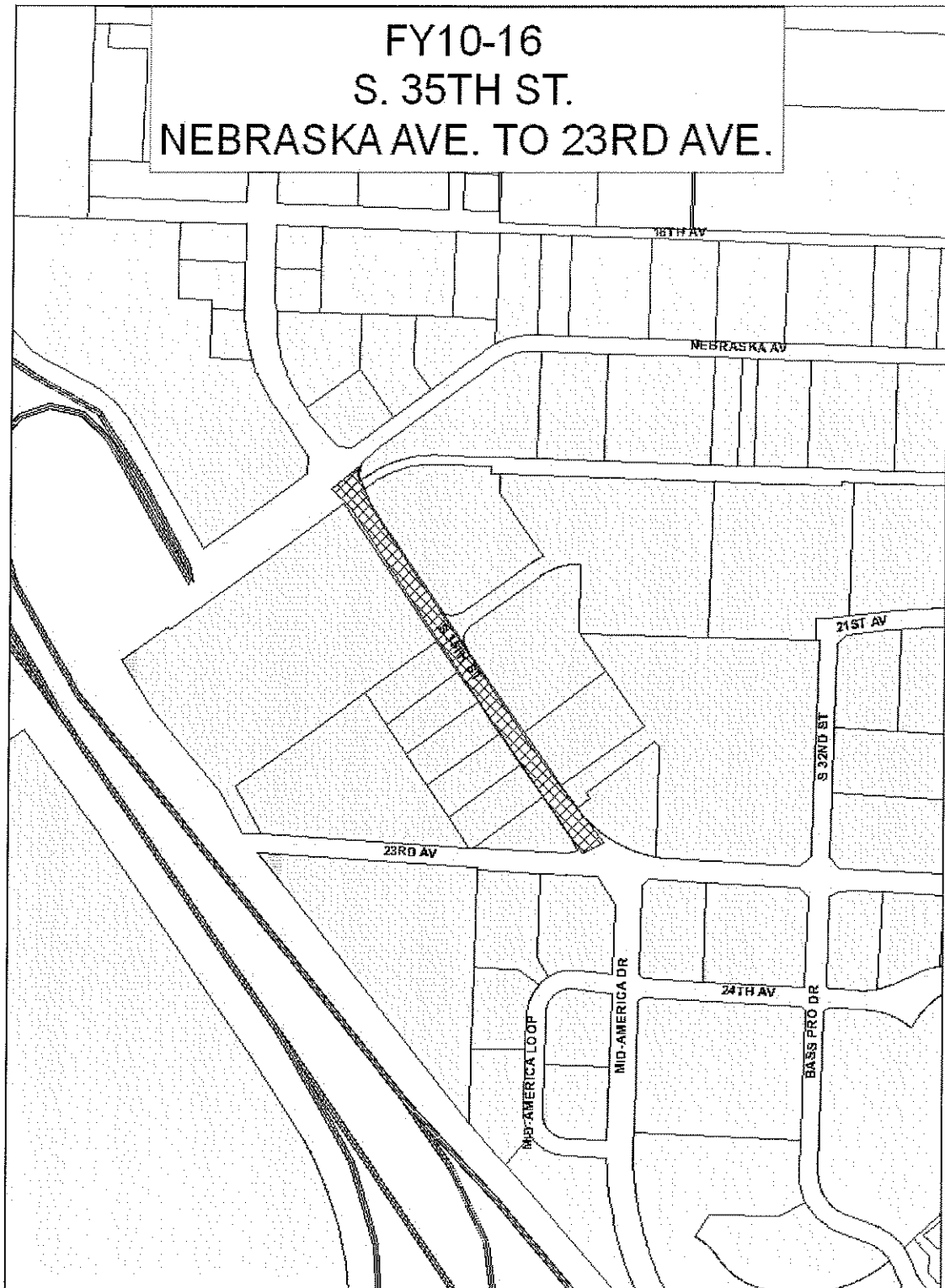
Chester Bross Construction Co./C.B.Equipment, Inc.	\$492,346.45
Iowa Erosion Control, Inc.	\$578,885.98
Interstate Improvement, Inc.	\$588,641.45
Engineer's Estimate	\$482,000.00

- So. 35th Street between Nebraska Avenue and 23th Avenue was constructed in 1987.
- Present day average annual daily traffic (AADT) volume is approximately 16,000 vehicles.
- The roadway is four lane divided, Portland cement concrete.
- This section of So. 35th Street is on the direct connection between I-29 and the MAC/Bass Pro/Casino complex area which is experiencing continued development with other service orientated businesses.
- The roadway is showing signs of isolated distress and is in need of some panel replacement, crack routing and sealing. This project will replace panels, seal the cracks, diamond grind for smoothness, and install dowel bars between panels. These improvements will provide an additional 15 to 20 years of service life to the pavement.
- The project will be phased to maintain one lane of traffic in each direction during construction.
- The project would be funded with the American Recovery and Reinvestment Act of 2009 funds. The cost of engineering will be a local expense to be paid for from sales tax.
- The project letting will be through IDOT with the city as the contract authority.
- This project will be added as project FY10-16 in the CIP and will be constructed in the fall of 2009.

RECOMMENDATION

Approval of this resolution.

FY10-16
S. 35TH ST.
NEBRASKA AVE. TO 23RD AVE.



RESOLUTION
NO 09-326

**RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK
TO EXECUTE AN AGREEMENT WITH
CHESTER BROSS CONSTRUCTION CO./C. B. EQUIPMENT, INC. FOR THE
SO. 35TH STREET RESTORATION
FY10-16**

WHEREAS, the plans, specifications, and form of contract for the So. 35th Street Restoration are on file in the office of the Iowa Department of Transportation; and

WHEREAS, a Notice of Public Hearing was published, as required by law, and a public hearing was held on June 22, 2009 and the plans, specifications and form of contract were approved; and

WHEREAS, Chester Bross Construction Co./C.B. Equipment, Inc. has submitted a low bid in the amount of \$492,346.45 for this contract.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the bid of Chester Bross Construction Co./C.B. Equipment, Inc. in the amount of \$492,346.45 is hereby accepted as the lowest and best bid received for said work; and

BE IT FURTHER RESOLVED

That the City Council does hereby award the contract in connection with the So. 35th Street Restoration; and

BE IT FURTHER RESOLVED

That the Mayor and City Clerk are hereby authorized, empowered, and directed to execute an agreement with Chester Bross Construction Co./C.B. Equipment, Inc. for and on behalf of the City of Council Bluffs, upon approval by the City Attorney of the certificate of insurance and payment and performance bonds as required by the contract specifications.

ADOPTED
AND
APPROVED

November 9, 2009

Thomas P. Hanafan, Mayor

ATTEST:

Marcia L. Worden, City Clerk

Council Communication

Department: <u>Finance</u>	Ordinance No. _____	
Case/Project No.	Resolution No. <u>09-330</u>	Council Action: <u>11/9/2009</u>
Applicant: Art Hill		
Subject/Title		
2009 Garbage, Sewer, and Water Liens		
Background/Discussion		
Per the Code of Iowa and City Ordinance, a resolution has been prepared authorizing the Pottawattamie County Treasurer to certify an amount of approximately \$550,748.00 as liens against various properties serviced by the city refuse collections service, an amount of approximately \$9,335.00 as liens against various properties serviced by the sewer system and an amount of approximately \$12,924.00 as liens against various properties serviced by the water system. All accounts to be lienied are in excess of ninety days delinquent. Any payments made on a delinquent account prior to the time of delivery to the County Treasurer will be adjusted accordingly.		
Recommendation		
That the City Clerk apply liens to the Pottawattamie County Treasurer for unpaid garbage, sewer, and water on the appropriate accounts.		

Department Head

Mayor Signature

Resolution 09-330

AUTHORIZING THE CITY CLERK TO CERTIFY TO THE POTTAWATTAMIE COUNTY TREASURER THE 2009 WATER, SEWER, AND REFUSE COLLECTION LIEN SCHEDULE FOR NONPAYMENT OF RESIDENTIAL REFUSE COLLECTION CHARGES, NONPAYMENT OF SEWER RENTAL FEES, AND THE NONPAYMENT OF WATER FEES.

WHEREAS, the City of Council Bluffs, Iowa has established a municipal system for the collection of residential refuse in the City of Council Bluffs, Iowa and has established a schedule of rates thereof, and;

WHEREAS, the City of Council Bluffs, Iowa has established a municipal system for the treatment of water and sewage in the City of Council Bluffs, Iowa and has established a schedule of rates thereof, and

WHEREAS, Section 384.84 of the 2007 Code of Iowa provides that all rates or charges for the above named services, if not paid as provided by ordinance, shall constitute a lien upon the premises served by such service, and same may be certified to the County Treasurer and collected in the same manner as taxes, and;

WHEREAS, the premises listed on the 2009 Water, Sewer and Refuse Collection Lien Schedule on file with the Sanitation Billing Office and by this reference made a part hereof, have failed to pay the rates and charges heretofore established for service to said premises pursuant to said ordinances, and;

WHEREAS, it is in the best interest of the City of Council Bluffs, Iowa, to cause said unpaid rates and charges to be certified to the Pottawattamie County Treasurer and collected in the same manner as taxes:

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COUNCIL BLUFFS, IOWA:

That the premises and charges identified against same on the 2009 Water, Sewer and Refuse Collection Lien Schedule for nonpayment of residential refuse collection charges in the amount of approximately \$ 550,748.00, nonpayment of sewer rental fees in the amount of approximately \$ 9,335.00, and the nonpayment of water fees in the amount of approximately \$.12,924.00 is hereby approved, and the City Clerk is hereby authorized, empowered and directed to certify said 2009 Water, Sewer, and Refuse Collection Lien Schedule to the Pottawattamie County Treasurer to be collected in the same manner as taxes. The Director of Finance is hereby authorized, empowered and directed to make the necessary adjustments to the accounts for payments received prior to the delivery of said liens to the Pottawattamie County Treasurer.

ADOPTED AND
APPROVED:

November 9, 2009

Thomas P. Hanafan,

Mayor

Attest:

Marcia L. Worden,

City Clerk

COUNCIL COMMUNICATION

Department: Public Works

Ordinance No. _____

First Reading November 9, 2009

Case/Project No.: PW11-22

Resolution No. 09-331

Applicant: Greg Reeder, Public Works Director

SUBJECT/TITLE

Consideration of a resolution authorizing the Mayor to execute an agreement with the Iowa JOBS Program for a grant in the amount of \$3,869,000 for the Public Works Operation Facility. Project # PW11-22.

BACKGROUND/DISCUSSION

- The city has been successful in obtaining an IJOBS grant in the amount of \$3,869,000.
- Recently the State of Iowa initiated the IJOBS program. It is a multipart program funded by \$830 million over three years. The program intent is to assist the state in recovery from natural disasters in 2008 and to create or preserve jobs.
- IJOBS has several different components:
 - \$300 million for legislative directed public infrastructure
 - \$115 million for Transportation (Council Bluffs will receive \$600,000)
 - \$ 80 million for Environment and Water Quality
 - \$ 35 million for Housing
 - \$ 35 million for Technology and Alternative Energy
 - \$265 million for Disaster Recovery
- Disaster Recovery Funds are allocated as:
 - \$100 million for University of Iowa
 - \$46.5 million for Linn County, Cedar Rapids and fire stations in Palo, Elkader and Charles City
 - \$118.5 in Local Infrastructure Program for competitive grants to be awarded to cities, counties, and non profits across the state.
- The Local Infrastructure Program awards funding on a competitive basis through grant applications. Basis for award include five equally weighted criteria.
 - Job creation
 - Financial feasibility
 - Sustainability and energy efficiency
 - Benefits for disaster recovery
 - Readiness to proceed
- Projects eligible are related to:
 - Disaster rebuilding
 - Reconstruction and replacement of local public buildings
 - Flood control and flood protection
 - Future flood prevention

- The program funds up to 75% of a project for replacing or rebuilding existing disaster related damaged property or 50% of total cost for all other projects.
- A Notice of Intent to submit an application for the construction of a new Public Works Operations Facility was submitted July 14. The full application for a grant was submitted August 3. The city has been notified the grant was approved.
- The proposed project provides for construction of a 37,400 SF joint operations center housing Council Bluffs Public Works Street, Sewer, and Traffic Maintenance personnel and equipment. The facility would be located on a parcel of ground the city has previously purchased to accommodate the eventual relocation of all public works divisions to a central location. The proposed building will house 65 employees and 60 major pieces of equipment. In the spring of 2009 a new \$5 million Fleet Maintenance Facility was located on this site.
- Currently the city has three separate sites housing Public Works streets, sewers, and traffic operations. One site is immediately adjacent to Indian Creek and is highly vulnerable to flooding. All facilities are in poor condition, undersized, and inadequate to meet the needs of the operation.
- In the event of a disaster, Public Works operations is required to play a critical role in response and recovery efforts. A facility which provides for efficient and effective operations will greatly enhance disaster response.
- The project cost is estimated at \$7,738,000. The project would be funded 50% by \$3,869,000 IJOBS grant and 50% local funds:

\$ 589,000	Street Division Depreciation Funds
\$ 800,000	Street Division Operating Funds
\$1,500,000	Sewer Division Depreciation Funds
\$ 700,000	General Obligation Bonds
\$ 275,000	City General Funds (Gaming)
- The site grading will be performed this winter and building construction will start Spring 2010. Final completion is anticipated early Summer 2011.

RECOMMENDATION

Approval of this resolution.

RESOLUTION
NO 09-331

**RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK
TO EXECUTE AN AGREEMENT WITH IOWA JOBS PROGRAM FOR A
GRANT IN THE AMOUNT OF \$3,869,000 IN CONNECTION WITH
PUBLIC WORKS OPERATION FACILITY
PW 11-22**

WHEREAS, the city wishes to make improvements known as the
Public Works Operation Facility, within the city, as therein
described; and

WHEREAS, Iowa Jobs Program has submitted an agreement
to provide a grant in the amount of \$3,869,000 for
the work necessary for said improvements; and

WHEREAS, the city council deems approval of said agreement to be
in the best interest of the City of Council Bluffs.

NOW, THEREFORE, BE IT RESOLVED
BY THE CITY COUNCIL
OF THE
CITY OF COUNCIL BLUFFS, IOWA

That the Mayor and City Clerk are hereby authorized and directed to execute an agreement with
Iowa Jobs Program for a grant in the amount of \$3,869,000 relative to the Public Works
Operation Facility.

ADOPTED
AND
APPROVED

November 9, 2009

Thomas P. Hanafan, Mayor

ATTEST:

Marcia L. Worden, City Clerk

RETURN TO: CITY OF COUNCIL BLUFFS, IOWA
ATTN: CITY LEGAL DEPARTMENT
OR CITY CLERK
209 PEARL STREET
COUNCIL BLUFFS, IA 51503

10-20-09

CITY CLAIM NO. _____

NOTICE OF CLAIM/LOSS

NAME OF CLAIMANT: Ernie Anderson

DAY PHONE: 712-256-3484

ADDRESS: 1818 6th Ave

DOB: 9/4/85

DATE & TIME OF LOSS/ACCIDENT: 10/15/09 2:00 pm

LOCATION OF LOSS/ACCIDENT: Vidua Vidua

DESCRIPTION OF LOSS/ACCIDENT: Windshield crack

(USE BACK OF FORM, IF NECESSARY)

TOTAL DAMAGES CLAIMED: \$ will fax estimate

WITNESS(ES) (Name(s), Address(es), Phone No(s)): Alison Anderson

WAS POLICE REPORT FILED ☐ YES ☒ NO

IF MEDICAL ATTENTION WAS REQUIRED, PLEASE PROVIDE NAME, ADDRESS, AND TELEPHONE NO. OF TREATING PHYSICIAN AND FACILITY:

none

HAVE YOU RESUMED NORMAL ACTIVITIES? ☒ YES ☐ NO

IF YOU INCURRED PROPERTY DAMAGE, PLEASE DESCRIBE AND PROVIDE COPIES OF ESTIMATES, INVOICES, PHOTOGRAPHS, AND ANY OTHER RELEVANT INFORMATION: Windshield cracked

LIST INSURANCE PROVIDER AND COVERAGE: Nationwide Campbell Insurance

I HEREBY CERTIFY UNDER PENALTY OF PERJURY THAT THE ABOVE INFORMATION IN SUPPORT OF MY CLAIM IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.

NOTE: IT IS A FRAUDULENT PRACTICE PUNISHABLE BY FINE OR IMPRISONMENT TO KNOWINGLY MAKE A FALSE CLAIM (SECTION 714.8(3) CODE OF IOWA)

DATE

10/20/2009

CLAIMANT'S SIGNATURE

Ernie Anderson

Council Communication

Department: Finance Director: Art Hill	Ordinance No.: N/A Resolution No.: <u>09</u> -	Council Action: <u>11/9/09</u>
Subject/Title		
City Financial Report, Fiscal Year Ending, June 30, 2009.		
Background/Discussion		
<u>Background</u> The annual report was prepared using the cash basis of accounting and is a requirement of Iowa Statutes. The report must be filed with the State Auditor no later than December 1, 2009. Additionally, the certified annual report will have been published in The Daily Nonpareil on November 1, 2009.		
<u>Discussion</u> Two material primary objectives of the report are to disclose whether the expenditures of the City were within approved budget levels, and to disclose whether the debt obligations of the City are within the constitutional debt limits. Reported expenditures for the City's Fiscal Year ending, June 30, 2009, were under the levels established in the Amended 2009 Budget. In addition, debt levels for general obligation bonds at June 30, 2009 were well under constitutional debt limit. Once the document has been received and filed by the City Council, a copy of the report will be filed with the State Auditor.		
Staff Recommendation		
The Finance Director recommends City Council approval of the Certified Annual Report, Fiscal Year ending June 30, 2009.		

Art Hill, Finance Director

Thomas P. Hanafan, Mayor

CITY OF COUNCIL BLUFFS, IOWA

COUNCIL BLUFFS, IA 51503

(Please correct any error in name, address, and ZIP Code)

WHEN
COMPLETED,
PLEASE
RETURN TODavid A. Vaudt, CPA
Auditor of State
State Capitol Building
Des Moines, IA 50319-0004NOTE - The information supplied in this report will be shared by the Iowa
State Auditor's Office, the U.S. Bureau of the Census, various public interest
groups, and State and federal agencies.

ALL FUNDS

Item Description	Governmental (a)	Proprietary (b)	Total actual (c)	Budget (d)
Revenue and Other Financing Sources				
Taxes levied Property tax	33,858,016		33,858,016	33960016
Less: Uncollected property taxes-levy year	583,427		583,427	329,293
Net current property taxes	33,274,589		33,274,589	33,630,723
Delinquent property taxes	52,937		52,937	91,500
TIF revenues	5,023,884		5,023,884	3,834,000
Other city taxes	13,744,070	4,957,204	18,701,274	18,839,120
Licenses and permits	3,323,388	0	3,323,388	3,146,650
Use of money and property	1,426,779	68,203	1,494,982	2,988,240
Intergovernmental	10,860,780	487,899	11,348,679	13,411,660
Charges for fees and service	3,554,191	9,152,201	12,706,392	13,628,618
Special assessments	220,911	0	220,911	203,000
Miscellaneous	6,733,849	907,672	7,641,521	3,658,300
Other financing sources	35,374,178	726,223	36,100,401	28,463,634
Total revenues and other sources	113,589,556	16,299,402	129,888,958	121,895,445
Expenditures and Other Financing Uses				
Public safety	25,250,127	0	25,250,127	25,627,454
Public works	7,662,052	0	7,662,052	7,824,826
Health and social services	517,403	0	517,403	591,893
Culture and recreation	7,118,523	0	7,118,523	7,156,794
Community and economic development	5,136,250	0	5,136,250	6,969,907
General government	8,875,711	0	8,875,711	11,500,272
Debt service	14,903,811	0	14,903,811	14,960,984
Capital projects	20,244,424	0	20,244,424	22,029,000
Total government activities expenditures	89,708,301	0	89,708,301	96,661,130
Business type / enterprises	0	11,271,507	11,271,507	13,942,015
Total ALL expenditures	89,708,301	11,271,507	100,979,808	110,603,145
Other financing uses, including transfers out	24,437,734	1,966,182	26,403,916	18,802,634
Total ALL expenditures/And other financing sources	114,146,035	13,237,689	127,383,724	129,405,779
Excess revenues and other sources over (Under) Expenditures/And other financing uses	-556,479	3,061,713	2,505,234	-7,510,334
Beginning fund balance July 1, 2008	37,617,437	4,587,349	42,204,786	26,542,656
Ending fund balance June 30, 2009	37,060,958	7,649,062	44,710,020	19,032,322

Note - These balances do not include \$ 2,321,398 held in non-budgeted internal service funds; \$ 0 held in Pension Trust Funds; \$ held in Private Purpose Trust funds and \$ 20,000 held in agency funds which were not budgeted and are not available for city operations.

Indebtedness at June 30, 2009	Amount - Omit cents	Indebtedness at June 30, 2009	Amount - Omit cents
General obligation debt	\$ 55,845,000	Other long-term debt	\$ 0
Revenue debt	\$ 15,168,691	Short-term debt	\$ 0
TIF Revenue debt	\$ 28,482,268		
		General obligation debt limit	\$ 221,438,807

CERTIFICATION

THE FOREGOING REPORT IS CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF

FINANCING SOURCES FOR YEAR ENDED JUNE 30, 2001 — Continued				CITY OF COUNCIL BLUFFS			<input type="checkbox"/> GAAP <input checked="" type="checkbox"/> NO		
Item description	General (a)	Special revenue (b)	TIF Special revenue (c)	Debt service (d)	Capital projects (e)	Permanent Fund (f)	Total current governmental (Sum of cols. (a) through (f)) (g)	Proprietary (h)	Cc
VERNMENTAL — Continued									

OTHER FINANCING USES FOR FISCAL YEAR ENDED JUNE 30, 2009							CITY OF COUNCIL BLUFFS		<input type="checkbox"/> GAAP	<input checked="" type="checkbox"/> NO
Item description	General (a)	Special revenue (b)	TIF Special revenue (c)	Debt service (d)	Capital projects (e)	Permanent Fund (f)	Total current governmental (Sum of cols. (a) through (f)) (g)	Proprietary (h)	Cc	
SAFETY										
prevention — Current operation	12,512,832	271,729					12,784,561		E	E
nd equipment	7,158						7,158		G	G
							0		F	F
nd equipment							0		E	E
							0		G	G
nt — Current operation	5,857						5,857		F	F
nd equipment							0		E	E
operation	66,430						66,430		G	G
nd equipment							0		E	E
ent operation	8,756,591	245,752					9,002,343		F	F
nd equipment	20,870						20,870		G	G
operation	1,818,400						1,818,400		E	E
nd equipment							0		G	G
Current operation	604,296						604,296		E	E
nd equipment	2,048						2,048		G	G
sa services — Current operation	464,000						464,000		F	F
nd equipment	30,000						30,000		E	E
nt operation	444,164						444,164		G	G
nd equipment							0		F	F
Current operation							0		E	E
nd equipment							0		G	G
SAFETY	24,732,646	517,481	0	0	0	0	25,250,127		0	0

OTHER FINANCING USES FOR FISCAL YEAR ENDED JUNE 30, 2009 — Continued				CITY OF COUNCIL BLUFFS			<input type="checkbox"/> GAAP <input checked="" type="checkbox"/> NC	
Item description	General (a)	Special revenue (b)	TIF Special revenue (c)	Debt service (d)	Capital projects (e)	Permanent Fund (f)	Total current governmental (Sum of cols. (a) through (f)) (g)	Proprietary (h)
AND SOCIAL SERVICES								
Current operation							0	E
and equipment							0	G
operation							0	E
and equipment							0	G
Capitals — Current operation							0	F
Inspection — Current operation	509,056	3,405					512,461	E
and equipment	4,942						4,942	G
Control — Current operation							0	F
and equipment							0	E
Health — Current operation							0	G
and equipment							0	F
Services — Current operation							0	G
and equipment							0	E
							0	G
							0	F
AND SOCIAL SERVICES	513,998	3,405	0	0	0	0	517,403	0

OTHER FINANCING USES FOR FISCAL YEAR ENDED JUNE 30, 2009 — Continued				CITY OF		COUNCIL BLUFFS		<input type="checkbox"/> GAAP		<input checked="" type="checkbox"/> NON-GAAP							
General (a)		Special revenue (b)		TIF Special revenue (c)		Debt service (d)		Capital projects (e)		Permanent Fund (f)		Total current governmental (Sum of cols. (a) through (f)) (g)		Proprietary (h)		Code	
TYPE ACTIVITIES																	
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4,782,147 E80																	
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4,228,796 E81																	
155,044 G81																	
21,218 F81																	
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G36																	
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E94																	
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F94																	
E03																	
G03																	
E50																	
G50																	
F50																	
E89																	
G89																	
F89																	

Purpose	Amount paid to other local governments
Correction.....	M05 \$ 139,740
Health.....	M32
Highways.....	M44
Transit subsidies.....	M94
Libraries.....	M52
Police protection.....	M62
Sewerage.....	M80
Sanitation.....	M81
All other.....	M89 \$

Purpose	Amount paid to State
Highways.....	L44 \$
All other.....	L89 \$

Part IV SALARIES AND WAGES

Report here the total salaries and wages paid to all employees of your government before deductions of social security, retirement, etc. Include also salaries and wages paid to employees of any utility owned and operated by your government, as well as salaries and wages of municipal employees charged to construction projects.

Total salaries and wages paid.....

Amount - Omit cents	
Z00 \$	26,201.288

Part V DEBT OUTSTANDING, ISSUED, AND RETIRED

A. Long-term debt	Debt outstanding JULY 1, 2008 (a)	Debt during the fiscal year		Debt Outstanding JUNE 30, 2009				Interest paid this year (h)
Purpose		Issued	Retired	General obligation (d)	TIF revenue (e)	Revenue (f)	Other (g)	
		(b)	(c)					
1. Water utility	19U \$	29U \$	39U \$	49U \$	49U \$	49U \$	49U \$	191 \$
2. Sewer utility	19U	29U	39U	49U	49U	49U	49U	189
3. Electric utility	19U	29U	39U	49U	49U	49U		192
4. Gas utility	19U	29U	39U	49U	49U	49U		193
5. Transit-bus	19U	29U	39U	49U	49U	49U		194
6. Industrial Revenue	19T	24T	34T		44T	44T		189
7. Mortgage revenue	19T	24T	34T		44T	44T		189
8. TIF revenue	19U 24,435,239	29U 4,850,426	39U 803,397	49U	49U 28,482,268	49U	49U	189 79,4
Other-Specify	19U	29U	39U	49U	49U	49U	49U	189
9. GO Bonds	19U 57,835,000	29U 9,600,000	39U 11,590,000	49U 55,845,000				189 2,313,1
10. Lease Purchase	19U 281,824	29U 120,302	39U 148,292	49U	49U	49U	49U	189 15,4
Urban Renewal	19U	29U	39U	49U	49U	49U	49U	189
11. Capital Note	19U 15,727,485	29U	39U 558,793			15,168,691		189 427,2
12.	19U	29U	39U	49U	49U	49U	49U	189
13.	19U	29U	39U	49U	49U	49U	49U	189
14.	19U	29U	39U	49U	49U	49U	49U	189
Total long-term debt	98,279,548	14,570,728	13,100,482	55,845,000	28,482,268	15,168,691	0	2,835,3

B. Short-term debt		Amount - Omit cents	
Outstanding as of JULY 1, 2008		61V \$	
Outstanding as of JUNE 30, 2009		64V \$	

Part VI DEBT LIMITATION FOR GENERAL OBLIGATION BONDS

Click to visit DOM Valuation WEBSITE: 100% VAL BY INDIVIDUAL LEVY AUTHORITY

Actual Valuations January 1, 2007

Amount - Omit cents			
\$	4,428,776.147	x .05 = \$	221,438.80

Part VII CASH AND INVESTMENT ASSETS AS OF JUNE 30, 2009

Type of asset	Amount - Omit cents				
	Bond and interest funds (a)	Bond construction funds (b)	Pension/retirement funds (c)	all other funds (d)	Total (e)
Cash and investments - Include cash on hand, CD's, time, checking and savings deposits, Federal securities, Federal agency securities, State and local government securities, and all other securities. Exclude value of real property.	W01	W31	W61		
	\$ 599,264	\$ 14,516,986	114984	31,820,182	47,051,416

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- > Criminal History
- > Premises
- > General Premises
- > Applicant Signature
- > Dram Cert
- > Local Endorse
- > History

Applicant LC0036485, Bertha's Bar and Grill, Council Bluffs

After completion click on the NEXT link to continue to the next screen, or the BACK link to return to the previous screen. The navigation links on the top may also be used to move around the application.

Name of Applicant: Iowa Entertainment Concepts, (Sole Proprietorship, Partnership, Corporation, etc.)

Name of Business (D/B/A): Bertha's Bar and Grill

Address of Premise: 1322 north 16th street

Address Line 2:

City: Council Bluffs

County: Pottawattamie

Zip: 51501

Business Phone: (402) 250-4005

Cell / Home Phone: (402) 250-4005

☐ Same Address

Mailing Address: 1200 north 28th street

Mailing Address Line 2:

City: Council Bluffs

State: Iowa

Zip: 51501

Contact Name: Judy Thurman

Phone: (402) 250-4005

Email Address: jecolli@cox.net

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Phone: (866) 469-2223
FAX: (515) 281-7375

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- > Criminal History
- > Premises
- > General Premises
- > Applicant Signature
- > Bond Cert
- > Local Endorse
- > History

Applicant LE_V_23943, Fareway Stores, Inc. #073, Council Bluffs

After completion click on the NEXT link to continue to the next screen, or the BACK link to return to the previous screen. The navigation links on the top may also be used to move around the application.

Name of Applicant: Fareway Stores, Inc. (Sole Proprietorship, Partnership, Corporation, etc.)
Name of Business (D/B/A): Fareway Stores, Inc. #073
Address of Premises: 310 McKenzie Avenue
Address Line 2:
City: Council Bluffs
County: Pottawattamie
Zip: 51503
Business Phone: (712) 323-4176 **Cell / Home Phone:**
☐ Same Address
Mailing Address: 2300 E. 8th Street
Mailing Address Line 2:
City: Boone **State:** Iowa
Zip: 50036
Contact Name: Tracey Wilson (Ext 156)
Phone: (515) 432-2623 **Email Address:** twilson@farewaystores.com

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Phone: (866) 469-2223
 FAX: (515) 281-7375

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- > Status Of Business
- > Ownership
- > Criminal History
- > Premises
- > General Premises
- > Applicant Signature
- > Dram Cert
- > Local Endorse
- > History

Applicant BB_V_22483, Harrah's Council Bluffs Casino & Hotel, Council Bluffs

After completion click on the NEXT link to continue to the next screen, or the BACK link to return to the previous screen. The navigation links on the top may also be used to move around the application.

Name of Applicant: Harvey Iowa Management Corp. (Sole Proprietorship, Partnership, Corporation, etc.)

Name of Business (D/B/A): Harrah's Council Bluffs Casino & Hotel

Address of Premise: One Harrah's Blvd

Address Line 2:

City: Council Bluffs

County: Pottawattamie

Zip: 51501

Business Phone: (712) 329-6000

Cell / Home Phone:

☐ Same Address

Mailing Address: One Harrah's Blvd

Mailing Address Line 2:

City: Council Bluffs

State: Iowa

Zip: 51501

Contact Name: Ben Eller

Phone: (712) 329-6000

Email Address: beller@harrahs.com

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Applicant LC0032290, Iowa Western Community College, Council Bluffs

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Name of Applicant: Iowa Western Community Coll (Sole Proprietorship, Partnership, Corporation, etc.)
 Name of Business (D/B/A): Iowa Western Community College

Address of Premises: 2700 College Rd. Arts Center,

Address Line 2: Ashley&Loft Hall,Gym Arena

City: Council Bluffs

County: Pottawattamie

Zip: 51503

Business Phone: (712) 325-3200

Cell / Home Phone:

☐ Same Address

Mailing Address: 2700 College Rd.

Mailing Address Line 2: Food Service

City: Council Bluffs

State: Iowa

Zip: 51503

Contact Name: Tom Johnson

Phone: (712) 325-3227

Email Address:

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Applicant LC0035610, Skybox, Council Bluffs

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Name of Applicant: MFF, LLC (Sole Proprietorship, Partnership, Corporation, etc.)

Name of Business (DBA): Skybox

Address of Premise: 144 W. Broadway

Address Line 2:

City: Council Bluffs

County: Polk/Wallace

Zip: 51503

Business Phone: (712) 256-7770

Cell / Home Phone: (402) 650-4539

Same Address

Mailing Address: 1323 Jackson Street, #509

Mailing Address Line 2:

City: Omaha

State: Nebraska

Zip: 68102

Contact Name: Cindy Fox

Phone: (402) 681-1566

Email Address: skyboxcb@yahoo.com

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